### HEARING SCHEDULE

### Hearings set for Wednesday, March 31, 2010

Type of Hearing	Name of Entity	Time	Class
1) Sale to Minor	K-M-N Express Inc	10:00	D-87904
(Formal Hearing)	"K-N-J Express"		
	3009 Parker Street		
	Omaha NE 68111		
PLEAD GUILTY - FO	DURTEEN (14) DAYS SUSPENSION + 7	<b>TRAINING FOR STAFF</b>	WITHIN 60 DAYS
FROM DATE OF OR	DER		
2) Serve/Sale to	Mulligans Inc	10:00	I-26547
Intoxicated	"Mulligans"		1 200 17
(Formal Hearing)	5500 Old Cheney Road		
	Lincoln NE 68516		
PLEAD GUILTY - FI	VE (5) DAYS SUSPENSION		
3) Serve/Sale to	Dawghouse Bar Inc	10:00	C-83547
Intoxicated	"Dawghouse Bar"	10.00	0 033 17
(Formal Hearing)	2050 Cornhusker Hwy		
	Lincoln NE 68521		
DICMICCED			

DISMISSED

4) Show Cause Tack Room Inc 10:00 C-42280

"Tack Room"

1445 Cornhusker Hwy Lincoln NE 68521

(why the license should not be suspended, cancelled or revoked due to character and reputation and falsification of the renewal for license. Background investigation revealed the following criminal history for President/CEO, Gary Burrow: 2000 – DUI; Arrest in 2000 – Driving on Shoulder (dismissed with plea agreement of DUI); Arrest in 2000 – Drive Left of Center (dismissed with plea agreement of DUI); 1/19/08 – Sell or Give Alcohol to Minor (Pre-Trial Diversion by City; NLCC suspended license, Order dated 10/3/08); 8/08 – DUI, 2<sup>nd</sup> Offense, \$500 fine, \$490 additional costs and placed on House Arrest for 10 days starting 2/3/09; Arrest in 8/08 – Negligent Driving (dismissed with plea agreement of DUI); Arrest in 8/08 – Violate Stop Sign (dismissed with plea agreement of DUI); 12/08 – Lancaster County Civil Court case (DMV) – Disposed as Uncontested Default.)

## CONDITION TO BE PLACED ON LICENSE OF NO ALCOHOL RELATED VIOLATIONS BOTH PERSONAL OR BUSINESS FOR 1 YEAR FROM DATE OF ORDER

5) Serve/Sale to	Big Sal's Inc	10:00	C-71155
Intoxicated	"Big Sal's"		
(Formal Hearing)	838 N 27 <sup>th</sup> Street		

Lincoln NE 68503

**CONTINUED** 

6) 1. Illegal Act, i.e., J & D Inc 10:00 C-09105 Violation of Local "Night Before Lounge" Ordinance relating to 1035 M Street Entertainment Lincoln NE 68508 2. Disturbance, i.e., **Improper Contact** (Formal Hearing) CHARGE #1 DISMISSED BY STATE. PLEAD GUILTY TO CHARGE #2 - SUSPEND FIVE (5) DAYS 7) Show Cause ALM LLC 11:15 C-85749 "Senor Lucky's" 115 West 3rd Grand Island NE 68801 (why the license should not be suspended, cancelled or revoked for failure to operate the license for a total of thirty continuous days or sixty total days in violation of 237-LCC6-020.03 of the Rules and Regulations of the Nebraska Liquor Control Commission.) **CANCEL LICENSE** 8) Illegal Act, i.e., DRK Inc 11:15 CK-54363 Possess Gambling "Legends Grub & Sports Pub" Device 100 E Main Street (Formal Hearing) North Loup NE 68859 PLEAD GUILTY - SUSPEND TEN (10) DAYS 9) Allow Another to Pablo Z. Lucero 11:15 C-79510 Operate "Copas D'Oro" 413 W 4<sup>th</sup> Street (Formal Hearing) Grand Island NE 68801 PLEAD GUILTY - CANCEL LICENSE 10) Serve/Sale to Pablo Z. Lucero 11:15 C-79510 Intoxicated/Allow "Copas D'Oro" 413 W 4th Street Intoxicated to Consume/Possess Grand Island NE 68801 (Formal Hearing)

DISMISSED BY STATE WITHOUT PREJUDICE

11) Sale to Minor Donald Tvrdy & David Tvrdy 1:15 D-14279

PLEAD GUILTY "Tvrdy's One Stop"
(Informal Meeting) 100 Cedar Street

Valparaiso NE 68065

TWO (2) DAYS MANDATORY CLOSURE + TWENTY (20) DAYS SUSPENSION

12) Sale to Minor (Formal Hearing) Robert & Carolyn Weiss

"Amoco Short Stop"

2250 N Clarmar

Fremont NE 68025

FOURTEEN (14) DAYS SUSPENSION + TRAINING FOR STAFF WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

13) Sale to Minor

Bradley & Jeanne Andelt

C-17811

B-26789

(Formal Hearing)

"Harry's Tavern"

308 W 2<sup>nd</sup> Street

Valparaiso NE 68065

PLEAD GUILTY - SUSPEND FIVE (5) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF **ORDER** 

14) Sale to Minor

AS Inc

1:15

1:15

1:15

C-86798

(Formal Hearing)

"KC's East Side Saloon"

649 Hwy 6

Ashland NE 68003

PLEAD GUILTY - SUSPEND TEN (10) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

15) Show Cause

McDowell Investments

1:15

DK-54791

"Ravenna Super Foods" 301 Grand Avenue Ravenna NE 68869

(whether or not any future Special Designated Licenses will be issued to licensee, i.e., concerns of licensee's ability to manage and control premises to conform to the Nebraska Liquor Control Act and the Rules and Regulations of the Nebraska Liquor Control Commission.)

DISMISSED

16) Allow Open Containers McDowell Investments

1:15

DK-54791

To Leave Premise

"Ravenna Super Foods"

(SDL-87575)

301 Grand Avenue

(Formal Hearing)

Ravenna NE 68869

PLEAD GUILTY - SUSPEND FIVE (5) DAYS

17) Allow Intoxicated to

McDowell Investments

1:15 DK-54791

Consume/Possess (SDL-87575)

"Ravenna Super Foods" 301 Grand Avenue

(Formal Hearing)

Ravenna NE 68869

PLEAD GUILTY - SUSPEND TEN (10) DAYS

18) Illegal Act, i.e.,

Fredrick H. Stuertz

1:15

C-07400

Terroristic Threats/ Assault

"Midway Bar"

728 Lincoln Avenue

(Formal Hearing)

York NE 68467

CONTINUED

19) Mandatory Meeting Fredrick H. Stuertz 1:15 C-07400 RE: Uncooperative "Midway Bar" With Law Enforcement 728 Lincoln Avenue And Destruction of York NE 68467 **Property** CONTINUED 20) Disturbance and/or T.E. Sheldon Inc 1:15 C-81316 Illegal Act, i.e., "Jammers Roadhouse" Assault on Patron SW Corner I-80 & Funk-Odessa Road (Formal Hearing) Odessa NE 68845 **CANCEL LICENSE** 21) Sale to Minor David L. Urwin 2:30 C-74944 (Formal Hearing) "The Pit Stop" 203 Jeffers Avenue Lyman NE 69352

PLEAD GUILTY - SUSPEND FOURTEEN (14) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

22) Sale to Minor

Shirley I. Green

2:30

B-65436

(Formal Hearing)

"Dry Dock Bait Shop" 290152 Stonegate Road

Minatare NE 69356

PLEAD GUILTY - SUSPEND FOURTEEN (14) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

23) Allow Consumption

Feik's 120 LLC

2:30

C-71779

In Unlicensed Area

"Feik's 120"

(Formal Hearing)

116-120 W 2<sup>nd</sup> Street

Chadron NE 69337

PLEAD GUILTY - SUSPEND FIVE (5) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

24) Show Cause

TLC Enterprises Inc

2:30

CK-59928

"Good Times Bar & Grill" 109 W 2<sup>nd</sup> Street

Kimball NE 69145

(requested by State Patrol Investigator to determine whether or not the application for an addition to premises of an area 37' x 5' in front of the building on the sidewalk should be approved.)

**DENIED** 

25) Show Cause

Burlington Bar LLC

"Burlington Bar" 1001 Avenue I

Scottsbluff NE 69361

(why the license should not be suspended, cancelled or revoked due to the sales tax permit of the aforementioned business having been revoked by the Nebraska Department of Revenue effective March 1, 2010.)

2:30

C-79425

**CANCEL LICENSE** 

### HEARING SCHEDULE

## Hearings set for Thursday, April 1, 2010

Type of Hearing	Name of Entity		Time	Class
26) Show Cause	O J's Café "O J's Café" 9201 N 30 <sup>th</sup> Street		9:00	I-10411
(vvhv. the lineans about it	Omaha NE 68112	• • •		

(why the license should not be suspended, cancelled or revoked for failure to file a new manager's application within sixty (60) days as required by 237-LCC2-009 of the Rules and Regulations of the Nebraska Liquor Control Commission.)

### DISMISSED

27) Show Cause

7<sup>th</sup> Heaven Inc

9:00

B-85242

"Midtown Gas & Grocery"

1222 S 24<sup>th</sup> Street Omaha NE 68105

(whether or not the manager's application of Farhan A. Siddiqui should be approved due to character and reputation, i.e., applicant listed 12/07 – DUI.)

### **APPROVED**

28) Show Cause

7<sup>th</sup> Heaven Inc

9:00

B-85243

"Midtown Gas & Grocery"

2302 S 13<sup>th</sup> Street Omaha NE 68108

(whether or not the manager's application of Farhan A. Siddiqui should be approved due to character and reputation, i.e., applicant listed 12/07 – DUI.)

### **APPROVED**

29) Show Cause

7<sup>th</sup> Heaven Inc

9:00

B-86193

"Midtown Gas & Grocery"

1349 Park Avenue Omaha NE 68105

(whether or not the manager's application of Farhan A. Siddiqui should be approved due to character and reputation, i.e., applicant listed 12/07 – DUI.)

### **APPROVED**

30) Sale to Minor

Harikrishana Inc

9:00

C-74183

(Formal Hearing)

"Holiday Inn – Omaha"

11515 Miracle Hills Drive

Omaha NE 68154

PLEAD - SUSPEND FOURTEEN (14) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

31) Sale to Minor

Morgan Johnson LLC

"94/95 Sports Grille"

I-83072

(Formal Hearing)

17857 Pierce Plaza Omaha NE 68130

PLEAD - SUSPEND TEN (10) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

32) Sale to Minor

7002 Corporation

9:00

9:00

C-06286

(Formal Hearing)

"Winchester"

7002 Q Street

Omaha NE 68117

FOUND GUILTY - SUSPEND SEVEN (7) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

33) Sale to Minor

JRC's Investments Inc

9:00

B-21684

(Formal Hearing)

"JRC's Express"

16550 S Hwy 75

La Platte NE 68123

PLEAD GUITLY - TWO (2) DAYS MANDATORY CLOSURE + TWENTY (20) DAYS SUSPENSION + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

34) Serve/Sale to

Opperman's Inc

9:00

IB-56259

Intoxicated (Formal Hearing)

"Opperman's Pub"

14457 F Street

Omaha NE 68137

FOUND GUILTY - SUSPEND FIVE (5) DAYS

35) Sale to Minor

Barley's Tip Top Inc

10:15

CK-83192

(Formal Hearing)

"Barley's Tip Top" 1510 Cuming

Omaha NE 68102

FOUND GUILTY - SUSPEND FOURTEEN (14) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

36) Sale to Minor

Club Seville LLC

10:15

I-70595

(Formal Hearing)

"Club Seville"

3618 N 30th Street

Omaha NE 68111

PLEAD GUILTY - SUSPEND FOURTEEN (14) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

37) Allow Minor to

Westbrook Lanes Inc

10:15

C-07617

Consume/Possess (Formal Hearing)

"Westbrook Lanes"

3156 51st Avenue

Columbus NE 68601

FOUND NOT GUILTY

38) Sale to Minor

**Xpress Shoppe Inc** 

"Xpress Shoppe"

10:15

D-82600

(Formal Hearing)

11400 S 72<sup>nd</sup> Street Papillion NE 68046

# PLEAD GUILTY - SUSPEND FOURTEEN (14) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

39) Show Cause

The Remedy Lounge LLC

10:15

C-65032

"The Remedy Lounge"

500 S Main

Fremont NE 68025

(why the license should not be suspended, cancelled or revoked for failure to pay hearing costs of \$23.00 assessed in Commission Order dated May 29, 2009, in violation of 237-LCC1-008 of the Rules and Regulations of the Nebraska Liquor Control Commission.)

**REVOKE** 

40) Show Cause

The Remedy Lounge LLC

10:15

C-65032

"The Remedy Lounge"

500 S Main

Fremont NE 68025

(why the license should not be suspended, cancelled or revoked for failure to file a new manager's application within sixty (60) days as required by 237-LCC2-009 of the Rules and Regulations of the Nebraska Liquor Control Commission.)

### REVOKE

41) Show Cause

The Remedy Lounge LLC

10:15

C-65032

"The Remedy Lounge"

500 S Main

Fremont NE 68025

(why the license should not be suspended, cancelled or revoked for failure to comply with a Commission Order dated May 29, 2009, in violation of 237-LCC1-005 of the Rules and Regulations of the Nebraska Liquor Control Commission, i.e., manager's application for Jason M. King was denied.)

### **REVOKE**

42) Show Cause

The Remedy Lounge LLC

10:15

C-65032

"The Remedy Lounge"

500 S Main

Fremont NE 68025

(why the license should not be suspended, cancelled or revoked for failure to comply with the Nebraska Liquor Control Act, i.e., failure to pick up Certified Mail from the Commission.)

### **REVOKE**

43) Sale to Minor

Jerry's Standard Inc

11:30

B-28352

(Formal Hearing)

"Jerry's Standard" 1029 S 13<sup>th</sup> Street

Norfolk NE 68701

PLEAD GUILTY - TWO (2) DAYS MANDATORY CLOSURE + THIRTY (30) DAYS SUSPENSION + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

44) Sale to Minor (Formal Hearing) Wal-Mart Stores Inc.

"Wal-Mart Supercenter 645"

2400 Pasewalk Avenue

Norfolk NE 68701

## PLEAD GUILTY - SUSPEND TEN (10) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER

45) Show Cause

**Kmart Corporation** 

1:15

11:30

B-45910

D-30446

"Big Kmart 4130" 5000 L Street

Omaha NE 68117

(why the license should not be suspended, cancelled or revoked for failure to file a new manager's application within sixty (60) days as required by 237-LCC2-009 of the Rules and Regulations of the Nebraska Liquor Control Commission.)

### DISMISSED

46) Show Cause

Dance I Inc

1:15

1:15

I-62711

"DC Centre"

11830 Stonegate Circle

Omaha NE 68164

(why the manager's application of Justin D. Smith should not be denied due to character and reputation and falsification of the application, i.e., applicant listed DUS charges on the application. Fingerprint report shows the following: 9/01 - DUS; 11/02 - False Reporting & DUS; 7/9/02 - DUS; 7/31/02 - DUS; 6/04 - Driving During Revocation; 6/07 – DUS; 8/07 – DUS.)

### DISMISSED

47) Show Cause

JT Dock Inc "Jakes Bar"

1422 S 1<sup>st</sup> Street Norfolk NE 68701

(whether or not the application should be approved and a license issued due to character and reputation and falsification of the application, i.e., President Douglas Speidel failed to disclose 7/01 - Reckless Driving (amended from DWI). Applicant Rodney Zwygart listed 8/97 - Motor Vehicle Homicide (charge set aside). Additionally, licensee failed to comply with a specific Order dated February 27, 2009, in violation of 237-LCC1-005.001 of the Rules and Regulations of the Nebraska Liquor Control Commission.)

### **APPROVED**

48) Show Cause

Spotlight Inc

1:15

C-76844

C-86147

"120 Blondes Lounge" 2101 N 120<sup>th</sup> Street

Omaha NE 68164

(why the license should not be cancelled or revoked regarding the ineligibility to maintain a liquor license due to licensee, Peyton Pratt III, being convicted on December 7, 2009 of three misdemeanor sex crimes (Class I Misd.), which reflects upon his character and reputation in violation of Neb. Rev. Stat. §53-125(5).)

### **CONTINUED**

49) Show Cause

Hall County Livestock

"Fonner Park"

700 E Stolley Park Road Grand Island NE 68801

(regarding licensed area, i.e., State Patrol has concerns that the licensed area is too large and should be reduced to a manageable size.)

DISMISSED

50) Show Cause

Herrick Restaurant Group LLC "Black Powder Bar & Grill"

2:30

1:15

CK-87939

CK-78819

1007 W US Hwy 136

Franklin NE 68939

(whether or not the application should be approved and a license issued due to character and reputation, i.e., applicant lists 11/97 – Terroristic Threat.)

**CONTINUED** 

51) Show Cause

Exclusive Estates Wine Group LLC

2:30

S1-78275

"Black Stallion Winery" 4089 Silverado Trail

Napa CA 94558

(why the license should not be suspended, cancelled or revoked for failure to submit an Annual S1 Tax Return in violation of Nebraska Statutes 53-123.15, 53-162, 53-164.01 and 53-192.)

DISMISSED

52) Show Cause

The Amazing Food Wine Company LLC

2:30

S1-84519

"The Amazing Food Wine Company LLC" 795 Folsom Street, Suite 1127, Floor 1

San Francisco CA 94107

(why the license should not be suspended, cancelled or revoked for failure to submit an Annual S1 Tax Return in violation of Nebraska Statutes 53-123.15, 53-162, 53-164.01 and 53-192.)

DISMISSED

53) Show Cause

Signature Wine Cellars Inc

2:30

S1-81830

"Signature Wine Cellars Inc"

5325 Corrick Road Santa Rosa CA 95409

(why the license should not be suspended, cancelled or revoked for failure to submit an Annual S1 Tax Return in violation of Nebraska Statutes 53-123.15, 53-162, 53-164.01 and 53-192.)

**CANCEL LICENSE** 

54) Show Cause

Frank Family Vineyards LLC

2:30

S1-82828

"Frank Family Vineyards"

1091 Larkmead Lane Calistoga CA 94515

(why the license should not be suspended, cancelled or revoked for failure to submit an Annual S1 Tax Return in violation of Neb. Rev. Stat. §53-194.03.)

FOUND GUILTY - WARNING LETTER TO BE SENT